

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	MAIL STOP PUBLICATIONS
Joanne Elizabeth Burn et al.)	
)	Group Art Unit: 1638
Application No.: 10/733,407)	
)	Examiner: BRENDAN O. BAGGOT
Filed: December 12, 2003)	
)	Confirmation No.: 4358
For: METHODS AND MEANS FOR)	
MODULATING CELLULOSE)	
BIOSYNTHESIS IN FIBER PRODUCING)	

PETITION UNDER 37 C.F.R. § 1.78(C)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby Petition under 37 C.F.R. § 1.78(c) for acceptance of an unintentionally delayed claim of priority in the above-identified application under 35 U.S.C. § 119(e) to Provisional Application No. 60/432,674. An Application Data Sheet is submitted herewith.

The captioned application was filed on December 12, 2003. Priority was claimed to Provisional Application No. 60/432,674 in that the transmittal document identified the application as a C.I.P. of Application No. 60/432,674 and in the Declaration and Power of Attorney filed on August 16, 2004.

Applicants submit herewith a copy of the Declaration and Power of Attorney filed on August 16, 2004 in which priority was claimed by Applicant to Provisional Application No. 60/432,674. The claim to priority was noted by the Office on the Official Filing Receipt mailed August 11, 2004.

The reference to the prior application required by 37 C.F.R. § 178(b)(3) was unintentionally omitted and no application data sheet appears to have been filed within the time period of 37 C.F.R. § 1.78(b)(4). This omission was unintentional.

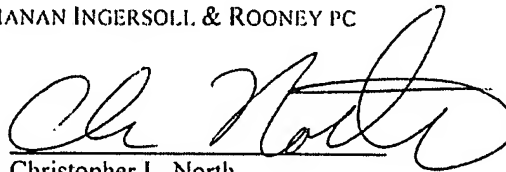
The surcharge set forth in 37 C.F.R. § 1.17(t) of \$1,370.00 is being concurrently paid by credit card. The director is authorized to charge any appropriate fees necessitated by this paper to Deposit Account No. 02-4800.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: September 21, 2007

By:

A handwritten signature in black ink, appearing to read "Ch North", written over a horizontal line.

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**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR UTILITY OR DESIGN PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Methods and Means for Modulating Cellulose Biosynthesis in Fiber Producing Plants

the specification of which (check only one item below):

- ☐ is attached hereto, and was amended on _____ (if applicable).
- ☒ was filed as United States application number 10/733,407 on 12/12/2003
and was amended on _____ (if applicable).
- ☐ was filed as PCT international application number _____ on _____
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §§119 (a)-(d), 172 or 365 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. §§119(a)-(d), 172 or 365:			
COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (MM/DD/YYYY)	PRIORITY CLAIMED UNDER 35 U.S.C. §§119; 172 or 365
U.S.	60/432,674	12/12/2002	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

8-16-04 *SP*

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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